

APPEAL, CLOSED, STAYED, TYPE-I

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:07-cv-01858-RCL**

ABDELFATTAH v. U.S. IMMIGRATION AND CUSTOMS  
 ENFORCEMENT

Assigned to: Chief Judge Royce C. Lamberth

Case: 1:07-cv-01842-RCL

Case in other court: USCA, 12-05099

Cause: 05:552 Freedom of Information Act

**Plaintiff**

**OSAMA ABDELFATTAH**

represented by **OSAMA ABDELFATTAH**

2403 Deer Creek Drive  
 Plainsboro, NJ 08536  
 (732) 993-3392  
 PRO SE

V.

**Defendant**

**U.S. IMMIGRATION AND CUSTOMS  
 ENFORCEMENT**

represented by **Wyneva Johnson**  
 U.S. ATTORNEY'S OFFICE FOR D.C.

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**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/15/2007	<u>1</u>	COMPLAINT against U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT ( Filing fee \$ 350, receipt number 4616007611) filed by OSAMA ABDELFATTAH. (Attachments: # <u>1</u> Civil Cover Sheet)(lc, ) (Entered: 10/17/2007)
10/15/2007	<u>2</u>	NOTICE OF RELATED CASE by OSAMA ABDELFATTAH. Case related to Case No. 07-1842. (lc, ) (Entered: 10/17/2007)
10/15/2007		SUMMONS (3) Issued as to U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, U.S. Attorney and U.S. Attorney General (lc, ) (Entered: 10/17/2007)
12/10/2007	<u>3</u>	MOTION for Leave to File Amended Complaint by OSAMA ABDELFATTAH (lc, ) (Entered: 12/12/2007)
12/14/2007		MINUTE ORDER denying <u>3</u> Motion for Leave to File amended complaint as the motion is moot. Plaintiff is permitted to amend the complaint once as a matter of course pursuant to Rule 15(a) of the Federal Rules of Civil Procedure. The amended complaint is deemed filed as of the date of filing of the motion for leave to file an amended complaint. SO ORDERED. (Kennedy, Henry) (Entered: 12/14/2007)
12/14/2007	<u>4</u>	First AMENDED COMPLAINT against U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT filed by OSAMA ABDELFATTAH.(lc, ) (Entered: 12/17/2007)

01/11/2008	<u>5</u>	NOTICE of Appearance by Wyneva Johnson on behalf of U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Johnson, Wyneva) (Entered: 01/11/2008)
01/25/2008	<u>6</u>	MOTION for Extension of Time to File Answer by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Johnson, Wyneva) (Entered: 01/25/2008)
01/28/2008		MINUTE ORDER granting <u>6</u> Defendant's Unopposed Motion for Enlargement of Time. Accordingly, defendant's answer or dispositive motion is due on or before February 28, 2008. Signed by Judge Henry H. Kennedy, Jr. on January 28, 2008. (NP) (Entered: 01/28/2008)
01/28/2008		Set/Reset Deadlines: Defendant's answer or dispositive motion due by February 28, 2008. (NP) (Entered: 01/28/2008)
02/28/2008	<u>7</u>	Unopposed MOTION to Stay <i>Pending Administrative Processing of Plaintiff's Freedom of Information Act Appeal</i> by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Johnson, Wyneva) (Entered: 02/28/2008)
02/29/2008		MINUTE ORDER granting <u>7</u> Defendant's Unopposed Request for Stay Pending Administrative Processing of Plaintiff's Freedom of Information Act Appeal. Signed by Judge Henry H. Kennedy, Jr. on February 29, 2008. (NP) (Entered: 02/29/2008)
04/11/2008	<u>8</u>	Unopposed MOTION Proposed Briefing Schedule by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Johnson, Wyneva) (Entered: 04/11/2008)
04/11/2008		MINUTE ORDER granting <u>8</u> Defendant's Unopposed Motion for Proposed Briefing Schedule. Accordingly, defendant's dispositive motion is due on or before June 16, 2008; plaintiff's response is due on or before July 16, 2008; and defendant's reply is due on or before August 1, 2008. Signed by Judge Henry H. Kennedy, Jr. on April 11, 2008. (NP) (Entered: 04/11/2008)
04/11/2008		Set Deadlines: Defendant's dispositive motion due by June 16, 2008; plaintiff's response due by July 16, 2008; defendant's reply due by August 1, 2008. (NP) (Entered: 04/11/2008)
06/16/2008	<u>9</u>	MOTION for Summary Judgment by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Exhibit Attachment A, # <u>2</u> Affidavit Declaration of Reba McGinnis, # <u>3</u> Exhibit Vaughn Index)(Johnson, Wyneva) (Entered: 06/16/2008)
06/19/2008	<u>10</u>	MOTION for Leave to File Affidavit Under Seal by OSAMA ABDEL FATTAH. (jf, ) (Entered: 06/20/2008)
07/07/2008		MINUTE ORDER granting <u>10</u> Plaintiff's Motion for Leave to File Affidavit Under Seal. Signed by Judge Henry H. Kennedy, Jr. on July 7, 2008. (NP) (Entered: 07/07/2008)
07/10/2008	<u>11</u>	Memorandum in opposition to <u>9</u> MOTION for Summary Judgment filed by OSAMA ABDEL FATTAH. (Attachments: # <u>1</u> Exhibits 1 –11)(tg, ) (Entered: 07/11/2008)
07/23/2008	<u>12</u>	MOTION to Withdraw <u>10</u> Plaintiff's Motion for Leave to File Affidavit Under Seal by OSAMA ABDEL FATTAH. (jf, ) (Entered: 07/24/2008)
07/24/2008		MINUTE ORDER denying as moot <u>12</u> Plaintiff's Motion to Withdraw Motion for Leave to File Affidavit Under Seal. Signed by Judge Henry H. Kennedy, Jr. on July 24, 2008. (NP) (Entered: 07/24/2008)
08/01/2008	<u>13</u>	REPLY to opposition to motion re <u>9</u> MOTION for Summary Judgment filed by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Attachments: # <u>1</u> Exhibit 1)(Johnson, Wyneva) (Reply unavailable due to privacy information) (Entered: 08/01/2008)
06/08/2011	<u>14</u>	NOTICE of Change of Address by OSAMA ABDEL FATTAH (dr) (Entered: 06/09/2011)

10/26/2011		Leave to File Denied by Judge Henry H. Kennedy. Plaintiffs Motion to Expedite Ruling. (dr) (Entered: 11/10/2011)
11/01/2011	<u>15</u>	ORDER requesting supplemental briefing on <u>9</u> defendant's motion for summary judgment in light of Milner v. Department of Navy, 131 S.Ct. 1259 (2011). Signed by Judge Henry H. Kennedy, Jr. on November 1, 2011. (lchhk1) (Entered: 11/01/2011)
12/06/2011	<u>16</u>	MOTION for Summary Judgment ( <i>Renewed</i> ) by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Johnson, Wyneva) (Entered: 12/06/2011)
12/06/2011	<u>17</u>	ERRATA by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT <u>16</u> MOTION for Summary Judgment ( <i>Renewed</i> ) filed by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Attachments: # <u>1</u> Exhibit Pavlik-Keenan Declaration)(Johnson, Wyneva) (Entered: 12/06/2011)
12/06/2011	<u>18</u>	ERRATA by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT <u>16</u> MOTION for Summary Judgment ( <i>Renewed</i> ) filed by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Attachments: # <u>1</u> Exhibit)(Johnson, Wyneva) Modified on 12/21/2011 (zrdj).(SEALED PURSUANT TO MINUTE ORDER FILED 12/19/2011) (Entered: 12/06/2011)
12/12/2011	<u>19</u>	MOTION to Seal a <i>Pacer Document</i> by OSAMA ABDELFAATTAH (dr) (Entered: 12/13/2011)
12/15/2011	<u>20</u>	Case reassigned to Chief Judge Royce C. Lamberth. Judge Henry H. Kennedy no longer assigned to the case. (ds) (Entered: 12/16/2011)
12/19/2011		MINUTE ORDER granting <u>19</u> Motion to Seal Document. Accordingly, the document filed at docket number 18 will be sealed. Signed by Chief Judge Royce C. Lamberth on December 19, 2011. (lrc13) (Entered: 12/19/2011)
12/27/2011	<u>21</u>	Memorandum in opposition to re <u>16</u> MOTION for Summary Judgment ( <i>Renewed</i> ) filed by OSAMA ABDELFAATTAH. (dr) (Entered: 12/29/2011)
01/20/2012	<u>22</u>	REPLY to opposition to motion re <u>16</u> MOTION for Summary Judgment ( <i>Renewed</i> ) filed by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Johnson, Wyneva) (Entered: 01/20/2012)
03/01/2012	<u>23</u>	ORDER notifying the pro se plaintiff of the summary judgment standard. Signed by Chief Judge Royce C. Lamberth on March 1, 2012. (lchhk1) (Entered: 03/01/2012)
03/30/2012	<u>24</u>	MEMORANDUM AND OPINION granting <u>16</u> defendant's motion for summary judgment. Signed by Chief Judge Royce C. Lamberth on March 30, 2012. (lchhk1) (Entered: 03/30/2012)
03/30/2012		Motions terminated: <u>9</u> MOTION for Summary Judgment filed by U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. Signed by Chief Judge Royce C. Lamberth on March 30, 2012.(lchhk1) (Entered: 03/30/2012)
03/30/2012	<u>25</u>	JUDGMENT in favor of defendant. Signed by Chief Judge Royce C. Lamberth on March 30, 2012. (lchhk1) (Entered: 03/30/2012)
04/03/2012	<u>26</u>	NOTICE OF APPEAL as to <u>24</u> Order, Memorandum & Opinion, <u>25</u> Judgment by OSAMA ABDELFAATTAH. Filing fee \$ 0.00. Fee Status: No Fee Paid. Parties have been notified. (rdj) (Entered: 04/05/2012)
04/05/2012	<u>27</u>	Transmission of the Notice of Appeal, Order Appealed, and Docket Sheet to US Court of Appeals. The Fee remains to be paid and another notice will be transmitted when the fee has been paid in the District Court re <u>26</u> Notice of Appeal. (rdj) (Entered: 04/05/2012)
04/09/2012		USCA Case Number 12-5099 for <u>26</u> Notice of Appeal filed by OSAMA ABDELFAATTAH. (rdj) (Entered: 04/09/2012)
04/18/2012		USCA Appeal Fees received \$ 455 receipt number 4616047579 re <u>26</u> Notice of Appeal filed by OSAMA ABDELFAATTAH (rdj) (Entered: 04/18/2012)

04/18/2012	<u>28</u>	Supplemental Record on Appeal transmitted to US Court of Appeals re <u>26</u> Notice of Appeal ;USCA Case Number 12-5099. (rdj) (Entered: 04/18/2012)
04/26/2012	<u>29</u>	NOTICE re Transcript Status by OSAMA ABDELFATTAH re <u>26</u> Notice of Appeal (rdj) (Entered: 04/30/2012)